

PATENT

Attorney Docket No. INS-31061

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Alan R. Hirsch
Serial No. : 09/211,507
Filing Date : December 14, 1998
For : USE OF ODORANTS TO ALTER VAGINAL BLOOD FLOW
Group Art Unit : 1651
Examiner : C. Tate

#22
S. J.
12/19/01

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

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- Date: October 17, 2001 Kristine M. Stodthoff

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RESPONSE TO SECOND RESTRICTION REQUIREMENT

Sir:

This is in response to the Office Action mailed September 18, 2001 (Paper No. 21), in the above-identified patent application.

In response to the Examiner's requirement for an election of claims, Applicant elects Group I: Claims 1, 2, 4-11, 35 and 38-45, with traverse.

The Examiner maintains that "the large number of independent claims presented in the amendment filed July 6, 2001 (Paper No. 19)" requires this additional restriction. The independent claims were not newly added to the application in Applicant's response. These claims were pending dependent claims that were merely *rewritten* as independent claims,

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Response to Restriction

incorporating the limitations of Claim 1. The newly added Claims 44-47 were likewise derived from original Claims 1, 3 and 36. Accordingly, withdrawal of the restriction requirement is respectfully requested.

It is respectfully submitted that the claims are in condition for allowance and notification to that effect is earnestly solicited. The Examiner is urged to telephone the undersigned attorney if any questions should arise.

Respectfully submitted,



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Dated: October 17, 2001

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